

LYNDON CITY COUNCIL  
REGULAR MEETING MINUTES OF  
September 8, 2015

The Lyndon City Council met in regular session on Tuesday, September 8, 2015, 7:00 p.m., at City Hall.

1. CALL TO ORDER: Mayor Smith called the meeting to order.

- a) City Clerk called roll of the City Council. Mayor Brandon Smith and members Doug Watson, Darby Kneisler, Chris Cole, Bill Patterson, and Steve Morrison present.

City Staff present: City Attorney, Pat Walsh (7:24); Julie Stutzman, City Clerk; David Wilson, Maintenance Supervisor; and Darrel Manning, Chief of Police.

Others present: Kelly Hurla, Osage County Herald Chronicle

2. ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

- a) Cole made the motion to approve the Special Meeting minutes of August 17, 2015 as written. Watson seconded, motion carried with Kneisler abstaining.
- b) Patterson made the motion to approve the Regular Meeting minutes of August 17, 2015 as amended. Watson seconded, motion carried with Kneisler abstaining.

3. CONSENT AGENDA:

- a. Approval of Bills: Watson made the motion to approve the bills as set forth. Cole seconded, motion carried.

4. PUBLIC COMMENTS: None.

5. CORRESPONDENCE TO COUNCIL:

- Public Wholesale Water District #12 minutes of August 19.
- Copy of the letter from Becky Bartley at the county providing legal notice of hearing on amendments to Subdivision Regulations.
- Thank you letter from Jerry Moran thanking the City for their hospitality and rental of the Community Center.
- Copy of notice from MediaCom regarding channel additions.
- Copy of letter from LKM asking the City to register its League voting delegates.
- Kansas Government Journal for August / September 2015. The City Clerk stated she marked an article about elections for Council to read.

6. UNFINISHED BUSINESS:

- a. APPOINTMENT OF CITY TREASURER: Mayor Smith made the appointment of Erin Burkdoll as City Treasurer. Cole made the motion to approve the mayoral appointment. Kneisler seconded, motion carried.

- b. SEHP CONTRACT: The City Clerk stated the health insurance contract is due by October 1, 2015 and the Council received a copy. She stated she attended the workshop on September 2 in Topeka and received information on plan and premium changes for 2016 with marginal increases. The contract runs from January 1, 2016 to December 31, 2018. After further discussion, Cole made the motion to approve and authorize the Mayor to sign the three-year health insurance renewal contract. Patterson seconded, motion carried.
- c. SEWER PLANT EVALUATION UPDATE: The City Clerk stated she spoke with Bruce Boettcher with BG Consultants and he stated the report completion date is around December.

7. NEW BUSINESS:

- a) KANSAS ONE CALL: The Maintenance Supervisor discussed the need for the City to enroll in the program and provided information on how the system works. Kansas One Call is a notification system for utility companies to locate service lines before digging occurs by residents and or contractors. Public Works is notified by text message and by email. The City Attorney reviewed the agreement and bylaws and found the terms agreeable. The annual fee to participate in the program is \$25.00 and the fee per notification is approximately eighty cents to one dollar. The City would be set up on a five-year program and for the first year notifications are free; and then go up twenty-five percent a year and the fifth year the City pays 100% of the notification fee. After further discussion, Morrison made the motion to contract with Kansas One Call for services. Cole seconded, motion carried.
- b) PROPOSED ORDINANCE TO PROHIBIT GRASS CLIPPINGS AND LITTERING ON CITY STREETS: The Council received a sample ordinance from another city regulating littering on city streets in regards to grass clippings, leaves, weeds, and other undesirable items. The Maintenance Supervisor stated there has been an increase of large amounts of grass clippings thrown onto city streets and voiced his concern about the affect this has on the drainage, street deterioration, and crew time needed to clean drainage ditches. After a lengthy discussion, the Council directed the City Clerk to contact other cities and gather more information and samples ordinances to consider. The Council tabled the matter.
- c) SIDEWALK REMOVAL: The City Clerk stated a resident inquired about the sidewalk in front of his residence that is in disrepair and wanted to know if the City would cost share in the removal. After further discussion, it was consensus of the Council that there are no policies or plans in place regarding cost share in repairing existing sidewalks owned by residential property owners or requirements for the owner to repair/replace the sidewalk. The Council encourages residents to repair or replace sidewalks instead of removing them.
- d) RESOLUTION 15-06 - TEMPORARY ALCOHOL PERMIT: Resolution 15-06 was presented to Council for approval authorizing a temporary permit/permission for consumption of alcoholic liquor/cereal malt beverage on a city street and sidewalk for a special public event the October 3, 2015 Lyndon Fall Festival to the American

Legion Post #125. Kneisler made the motion to approve Resolution 15-06. Morrison seconded, motion carried.

8. STAFF REPORTS:

- a) POLICE: Council received the Officer Activity report for August/September 2015.

The Chief of Police stated the City of Quenemo has inquired about purchasing one mobile unit and one handheld from the Police Department, as they currently do not have the budget to purchase new ones. He stated the radios they are inquiring about are the ones replaced by the new digital radios and no longer used by the City. After further discussion, it was consensus of the Council to sell the one mobile radio unit and one handheld radio to the City of Quenemo for \$100 apiece.

- b) PLANNING AND ZONING: Planning and Zoning report provided and regular meeting was held on September 2 at 6:30 p.m.

- c) PUBLIC WORKS: Council received copy of the Maintenance Activity report and discussed it with Council.

Mayor Smith asked about the removal of the light poles at the football field. The Maintenance Supervisor stated the poles at the edge of new track were removed due to the track expansion.

Kneisler asked the Maintenance Supervisor about street overlay this year and the Maintenance Supervisor stated he received a quote from Killough to review. The Maintenance Supervisor stated he has five streets scheduled for repair that include 9th Street from Monroe to Adams, street base repair and patching on 17th Street, East 10th from Topeka Avenue to Birch, and patchwork in other areas in the City. The Maintenance Supervisor stated he scheduled streets for crack seal next week.

- d) CITY CLERK: Council received a copy of the Clerk's report and discussed election changes. She will send the City Attorney the current charter ordinance for elections to make the appropriate changes.

Council consensus to pay \$200 registration fee for the City Attorney to attend the LKM Conference in October.

That Dam 5K is this Saturday, September 12 at Melvern Lake. The race is hosted by the Pride and starts at 8 a.m.

9. COUNCIL/MAYOR COMMENTS AND REPORTS:

Patterson asked if Brad Loveless notified the City about construction of the Learning Center shelter house at the new trail on October 10 and the preliminary groundwork. The Maintenance Supervisor stated he had not been notified and asked if a building permit was submitted. After further discussion, it was consensus of the Council to have Mr. Loveless submit a building permit to the City for the new structure.

The Maintenance Supervisor briefly discussed the options for water service and line size options to the proposed Rockin Z icehouse. After a lengthy discussion, no action was taken.

10. EXECUTIVE SESSION:

Patterson made the motion to recess to executive session for 15 minutes for Attorney-Client privilege. Cole seconded, motion carried. Council reconvened with no action taken.

Patterson made the motion to recess to executive session for five minutes for Attorney-Client privilege. Morrison seconded, motion carried. Council reconvened with no action taken.

Cole made the motion to recess for five minutes for executive session with the City Clerk attending. Kneisler seconded, motion carried. Council reconvened with Patterson making the motion to authorize the City Clerk to advertise for the part-time position. Watson seconded, motion carried.

11. ADJOURNMENT: Cole made the motion to adjourn to Monday, September 21, 2015 at 7:00 p.m. for the regular meeting. Morrison seconded, motion carried.

*Julie Stutzman*

City Clerk